TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

(indicate hardship or practical difficulty)

I) BECAUSE OF THE NARROW WICTH OF OUR PROPERTY

Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

ARE LOCATED ON THIS SIDE OF THE HOUSE

Case #81-187-A.

Contract Purchaser:

City/State/Zip Code

Attorney for Petitioner:

Attorney's telephone number

IN RE: PETITION FOR ZONING VARIANCE * BEFORE THE N/S Cameron Mill Road, 1530' S * DEPUTY ZONING COMMISSIONER of the c/l of Kaufman Road (20018 Cameron Mill Road) * OF BALTIMORE COUNTY 7th Election District 3rd Councilmanic District * Case No. 91-453-A Wallace S. Erdman, et ux Petitioners * * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioners herein request a variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 5 feet in lieu of the minimum required 40 feet for a proposed garage in accordance with Petitioner's Exhibit 1.

The Petitioners originally filed their request through the administrative variance procedure. By order of the Zoning Commissioner, a public hearing was required to determine the appropriateness of the relief requested.

The Petitioners, W. Stanley and Sharon D. Erdman, appeared and testified. There were no Protestants.

Testimony indicated that the subject property, known as 20018 Cameron Mill Road, consists of 44,720 sq.ft. zoned R.C. 5 and is improved with a single family dwelling. Said property was the subject matter of previous Case No. 81-187-A in which Petitioners were granted side yard setbacks of 40 feet each in lieu of the required 50 feet in order to construct the dwelling that exists today. The Petitioners are now desirous of constructing a two-car garage attached to the subject dwelling via a breezeway in accordance with Petitioner's Exhibit 1. Due to the narrow width of the lot and the location of existing improvements thereon, the requested variance is necessary in order to construct the proposed garage.

PETITION FOR RESIDENTIAL VARIANCE

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in

the description and plat attached hereto and made a part hereof, petition for a Variance from Section

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons,

3) RECAUSE OF AND EXISTING 130' LONG PAUED DRIVEWAY AND THE SIDE WALKS --

of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of

I, or we, agree to pay expenses of the above Variance posting and, if necessary, advertising, upon filing

this Petition.

Legal Owner(s):

1A04.3.B.3 to permit a side yard setback of 5' in lieu of the 40' granted in Zoning

2) BECAUSE OF THE TOPOGRAPHY OF OUR BACKYARD AND THE LOCATION OF

Property is to be advertised and/or posted as prescribed by Zoning Regulations.

91-453-A

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of

Name, address and phone number of legal owner, contract

purchaser or representative to be contacted.

Petitioners testified the garage cannot be constructed to the rear of the subject dwelling due to the topography of the land and the location of the septic field therein. Testimony indicated the relief requested will not result in any detriment to the health, safety or general welfare of the surrounding community. In further support of their request, Petitioners submitted a letter from the adjoining affected property owners indicating they have no objections to their plans.

An area variance may be granted where strict application of the zoning regulations would cause practical difficulty to the Petitioner and his property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty for an area variance, the Petitioner must meet the following:

> 1) whether strict compliance with requirement would unreasonably prevent the use of the property for a permitted purpose or render conformance unnecessarily burdensome:

2) whether the grant would do substantial injustice to applicant as well as other property owners in the district or whether a lesser relaxation than that applied for would give substantial relief; and

3) whether relief can be granted in such fashion that the spirit of the ordinance will be observed and public safety and welfare secured.

Anderson v. Bd. of Appeals, Town of Chesapeake Beach, 22 Md. App. 28

It is clear from the testimony that if the variance is granted, such use as proposed would not be contrary to the spirit of the B.C.Z.R. and would not result in substantial detriment to the public health, safety, and general welfare.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the variance requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this Start day of August, 1991 that the Petition for Zoning Variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 5 feet in lieu of the minimum required 40 feet for a proposed garage, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

2) Petitioners shall not allow or cause the proposed garage to be converted to a second dwelling unit and/or apartments. The garage shall contain no living or sleeping quarters, and no kitchen or bathroom facili-

3) Upon request and reasonable notice, Petitioners shall permit a representative of the Zoning Enforcement Division to make an inspection of the subject property to insure compliance with this Order.

4) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

- 3**-**

Deputy Zoning Commissioner for Baltimore County

8/20/28 8/20/8 TMK:bjs

AFFIDAVIT

- 2-

IN SUPPORT OF RESIDENTIAL ZONING VARIANCE

91-453-A The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of

That the information herein given is within the personal knowledge of the Affiant(s) and Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with

That the Affiant(s) does/do presently reside at 20013 CAMERIC FLO RD

FARKTON MARILAND

That based upon personal knowledge, the following are the facts upon which I/we base the request for a Residential Zoning Variance at the above address: (indicate hardship or practical difficulty)

SEE REASONS ON FRONT

That Affiant(s) acknowledge(s) that if protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information.

AFFIANT (Handwritten Signature) AFFIANT (Printed Name)

AFFIANT (Handwritten Signature) Gharon Dianne Edman AFFIANT (Printed Name)

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 21th day of May 1991, before Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared

Walter Stanley Erdman and Sharon Dianne Erdman

the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.

AS WITNESS my hand and Notarial Seal.

5-2291 7-1-92 Date - Commissionerpin

DRDERED by the Zoning Commissioner of Baltimore County, this 20spetition be posted on the property on or before the 12 day of 11 ...

A PUBLIC HEARING HAVING BEEN REQUESTED AND/OR FOUND TO BE REQUIRED. II IS FURTHER ORDERED by the Zoning Commissioner of Baltimore County, this _____ day of _____, 19____, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that the property be reposted, and that the public hearing be had before the Zoning Commissioner of Baltimore County

in Room 108, County Office Building in Towson, Baltimore County, on the _____ day of _____, 19___, at ____ o'clock,

91-453-A

ZONING DESCRIPTION

Beginning at a point on the north side of Cameron Mill Road which is 15 feet wide at the distance of 1530 feet south of the centerline of the nearest improved intersecting street Kaufman which is 15 feet wide. As recorded in Deed Liber 6222, Folio 232, starting at the first line of N 43 1/2 degrees E 25', second line of N 6 3/4 degrees E 104.5', third line of N 76 degrees W 326', fourth line of \$ 20 degrees 130.5', and the last line of S 77 1/4 degrees E 344', to the place of beginning containing 1 ± acre. Also known as, 20018 Cameron Mill Road located in the 7th Election District.

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

111 West Chesapeake Avenue Towson, MD 21204

887-3353

July 3, 1991

Mr. Joseph Klein, III Ms. Judith S. Sandler 1017 Windsor Road Baltimore, Maryland 21208

RE: PETITION FOR RESIDENTIAL VARIANCE S/S Windsor Road, 411' W of Sudbrook Road (1017 Windsor Road) 3rd Election District - 2nd Councilmanic District Joseph Klein, III and Judith S. Sandler - Petitioners Case No. 91-451-A

Dear Mr. Klein & Ms. Sandler:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Residential Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3391.

> Very truly yours, ROBERT HAINES Zoning Commissioner for Baltimore County

cc: People's Counsel

File

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

	Toursen, Maryland
District 199	Date of Posting
Posted for:	·•••••••••••••••••••••••••••••••••••••
Petitioner:	many Broken was It does
Location of property:	<u> </u>
	Acres 1 2 00 se Commission To the Acres
	of 2 con C. Commercia Parist. Wind
Remarks:	
Posted by Signature	Data of return:

CERTIFICATE OF PUBLICATION

NOTICE OF HEATING the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland 21204 as foliose:

THIS IS TO CERTIFY, that the annexed advertisement was

published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of ____ successive weeks, the first publication appearing on ____

\$78.67

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

District / Cf	Date of Posting (6//
	
Positioner Wallace Stanley	Lidwin etus
Location of property: N/3 Cameron 200/8 Cameron Mill	Mill Rd., 1250' 5/NJ4
on we ferly of talls is	MIN KA, APPINE A LINE PORTE
Remarks:	

NOTICE OF HEARING The Zoning Commissioner of Battimore County, by authority of the Zoning Act and Regulations of Battimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland 21204 on follows. Case Number 91-453-A NS Cameron Mill Road, 1530 NS Cameron Mill Hoad. 1806 S of c I kaufman 20018 Cameron Mill Road 7th Election District 3rd Councilmanic Petitioner(s) Wallace Stanley Erdman. et ux Hearing Date: Wednesday. August 14, 1991 at 9:00 Variance: to permit a side yard setback of 5 ft. in lieu of the 40 ft g.anted in Case #81-187-A

Zoning Commissioner of Baltimore County TT J 7 203 July 18

Number of Signe:

CERTIFICATE OF PUBLICATION

TOWSON, MD.,

THIS IS TO CERTIFY, that the annexed advertisement was published in TOWSON TIMES, a weekly newspaper published in Towson, Baltimore County, Md., once in each of successive weeks, the first publication appearing on $1/\sqrt{19}$

TOWSON TIMES,

887 3353

478.47

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue Towson, MD 2120a

June 24, 1991

20018 Cameron Mill Road Parkton, MD 21120

RE: Item No. 456, Case No. 91-453-A Petitioner: Wallace S. Erdman, et ux Petition for Residential Variance

Dear Mr. & Mrs. Erdman:

Mr. & Mrs. Wallace S. Erdman

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

IT WOULD BE APPRECIATED IF YOU WOULD RETURN YOUR WRITTEN COMMENTS TO MY OFFICE, ATTENTION JULIE WINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 887-3391.

Zoning Plans Advisory Committee

Enclosures

Zoning Commissioner
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

5/89/91

FUBLIC HEAPING FEES

H9100456

Account: R-001-6150

PRICE QTY **\$35.**00 1010 - FONING VARIANCE (IRL)

\$25.00 080 -POSTING SIGNS / ADVERTISING 1 X TOTAL: \$60.00 LAST NAME OF OWNER: ERDMAN

\$60.00 04A04#0037MICHRC Please Make Checks Payable To: Baltimore County)04:10FH05-29-91

The Control of Dry and the Control Car far Validation

> Baltimore County Government Office of Zoring Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue Towson MD 2120+

Your petition has been received and accepted for filing this 29th day of May, 1991.

ZONING COMMISSIONER

44 1 1443

Petitioner: Wallace S. Erdman, et ux Petitioner's Attorney:

Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue Towson, MD 21204

887 3353

DATE:

Wallace and Sharon Dianne Erdman 20018 Cameron Mill Road Parkton, Maryland 21120

Case Number: 91-453-A NS Cameron Mill Road, 1530' S of c/l Kaufman 20018 Cameron Mill Road 7th Election District - 3rd Councilmanic Petitioner(s): Wallace Stanley Erdman, et ux HEARING: WEDNESDAY, AUGUST 14, 1991 at 9:00 a.m.

Dear Petitioner(s):

Please be advised that $\frac{f(x,y)}{f(x,y)}$ is due for advertising and posting of the above captioned

THIS FEE MUST BE PAID AND THE ZONING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE. DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

Please make your check payable to Baltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15) minutes before your hearing is scheduled to begin.

BALTIMORE COUNTY, MARYLAND

DATE: June 12, 1991

INTER-OFFICE CORRESPONDENCE

In reference to the Petitioners' request, staff offers no

provide additional information, please contact Jeffrey Long in the

If there should be any further questions or if this office can

J. Robert Haines

Office of Planning at 887-3211.

comments.

PK/JL/cmm

ITEM398.456/ZAC1

Zoning Commissioner

Pat Keller, Deputy Director

SUBJECT: William J. Hillegas, Item No. 398 Wallce Erdman, Item No. 456

Office of Planning and Zoning

ZONING COMMISSIONER

BALTIMORE COUNTY, MARYLAND

111 West Chesapeake Avenue

Towson, MD 21204

JULY 8, 1991

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland 21204 as follows:

Baltimore County Government

887-3353

Office of Zoning Administration

and Development Management
Office of Planning & Zoning

Case Number: 91-453-A NS Cameron Mill Road, 1530' S of c/l Kaufman 20018 Cameron Mill Road 7th Election District - 3rd Councilmanic Petitioner(s): Wallace Stanley Erdman, et ux HEARING: WEDNESDAY, AUGUST 14, 1991 at 9:00 a.m.

Variance to permit a side yard setback of 5 ft. in lieu of the 40 ft. granted in Case #81-187-A

Zoning Commissioner of Baltimore County

cc: Wallace and Sharon Erdman

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

June 7, 1991

Zoning Commissioner Office of Planning and Zoning

DIVISION OF GROUND WATER MANAGEMENT SUBJECT: Zoning Item #456, Zoning Advisory Committee Meeting of

June 11, 1991, Mr. Wallace Stanley Erdman, N/S Cameron Mill Rd.. 1530' S of centerline Kaufman (#20018 Cameron Mill Rd.), D-7, Private Water and Sewer

COMMENTS ARE AS FOLLOWS:

Any permanent building structure must be a minimum of 20 feet from the septic system and sewage reserve area.

SSF:rmp 456ZNG/GWRMK

gaspirad

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO: Zoning Advisory Committee DATE: June 19, 1991

Zoning Advisory Committee Meeting for June 11, 1991

FROM: Robert W. Bowling, P.E.

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for Items 452, 454, 456, 457, 462 and 466.

For Items 455 and 461, a County Review Group Meeting may be required for these sites.

> Robert W. Bowling, P(E., Chief. Developers Engineering Livision

RWB:s

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

88 3333

TI West Chesapeake Wenge Towson, MD 21266

Mr. & Mrs. Wallace Staniey Erdman

Re: CASE NUMBER: 91-453-A LOCATION: N/S Cameron Mill Road, 1530' S of e/l Kaufman 20012 Cameron Mill Road

Lear Petitioner(s):

20018 Cameron Mill Road

Parkton, Maryland 21120

Please be advised that your Petition for Residential Zoning Variance has been assigned the above case number. Any contact made to this office should reference the case number. This letter also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before June 12, 1991. The last date (closing date) on which a neighbor may file a formal request for hearing is June 27, 1991. Should such request be filed, you will receive notification that the matter will not be handled through the administrative process. This will mean advertising of the public hearing and reposting of the property. The public hearing will be scheduled approximately 30 - 45 days from receipt of said notice. In either case, (a) receipt of notification that you will have a public hearing or, (b) the passing of the closing date, the sign and post can then be removed from the property and returned to this office. Failure to return the sign and post will cause your Order to be held and incur a \$50.00 charge. Please be advised that the Order will not be available for you to pick-up the day you return the sign.

2) Assuming no neighbor has requested a public hearing, the file now enters the final review stage of the administrative process. The Zoning Commissioner must now decide whether to grant or deny the request. He also has the option to request a public hearing.

> PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW AND THE DECISION MAKING PROCESS. WHEN THE ORDER IS READY IT WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION PRIOR TO BEING MAILED TO YOU.

> > Very truly yours,

G. G. Stephens (301) 887-3391 Baltimore County Government Zoning Commissioner Office of Planning and Zoning

August 20, 1991

111 West Chesapeake Avenue Towson, MD 21204

887-3353

Mr. & Mrs. Wallace S. Erdman 20018 Cameron Mill Road Parkton, Maryland 21120

RE: PETITION FOR ZONING VARIANCE N/S Cameron Mill Road, 1530'S of the c/l of Kaufman Road (20018 Cameron Mill Road) 7th Election District - 3rd Councilmanic District Wallace S. Erdman, et ux - Petitioners Case No. 91-453-A

Dear Mr. & Mrs. Erdman:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Zoning Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3391.

> TIMOTHY M. KOTROCO Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

cc: People's Counsel File

> Baltimore County Government Office of Zoning Administration and Development Management Office of Planning & Zoning

111 West Chesapeake Avenue Towson, MD 2120+

July 8, 1991

Mr. & Mrs. Wallace Stanley Erdman 20018 Cameron Mill Road Parkton, Maryland 21120

Re: Case #91-453-A

Dear Mr. & Mrs. Erdman:

By Order of the Zoning Commissioner, the above matter has been scheduled for a public hearing. As such, the property will be re-posted and notice of the hearing will be advertised in accordance with law.

Very truly yours,

✓ G. G. Stephens (301) 887-3391 Jun + 37 Baltanore County Government Fire Department 111-453 M sectable parational backers? 1.46 (1.54%) Towson MD 21216 35 JUNE 20, 1991 J. Pobert Paines Zonina Cormissioner Office of Flanning and Foring Paltimore County Office Fulldire Towson, MP 21204 FF: Projecty Cyner: WALLACE STANIBY EREPLA #20018 CAMERON MITT POAD Tocation: Ttem No.: 456 Monita Agenda: JUMF 11, 1991 Centlemen: Pursuant to your request, the referenced property has been surveyed by this Pureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property. 7. The Fire Prevention Pureau has no comments at this time. Moted and Fire Prevention Bureau Special Inspection Division SK/klr

PETITIONER(S) SIGN-IN SHEET

THA HE PRINT FEEDRIN

_----

44-33-3

RJF/lvd

91-453-A 6 27

Mr. J. Robert Haines

Zoning Commissioner

Rahee J. Famili

Z.A.C. MEETING DATE: June 11, 1991

SUBJECT: Z.A.C. Comments

461, 462 and 466.

BUREAU OF TRAFFIC ENGINEERING DEPARTMENT OF PUBLIC WORKS

BALTIMORE COUNTY, MARYLAND

This office has no comments for items number 452, 454, 455, 456, 457,

Traffic Engineer II

DATE: June 25, 1991

DEAR ZONEING BOARD,

WE THE BETT'S AS NIEGHBURING LAND OWNERS, DO NET OB SELT TO THE ERDMANS PLANS TO BUILD A GARAGE CLOSE TO OUR PROPERTY. THE ERDMANS ASSURE US THE PROPOSED GARAGE WILL BE SIMILAR TO THIER HOUSE, IN COLOR AND QUALITY Of CONSTRUCTION. THIS CAPAGE 15 WELL BEHIND OUR HOUSE AND WILL NOT AFFECT US

> CHRIS AND THERESA BETTS 8.991

			Special Hearin HECKLIST for additional required informati
plat book#,folio#	lot#section#		
EXHIBI	<u> </u>		(9)
			Vicinity Map North scale: 1'=1000'
	٠ <u>﴿</u>		LOCATION INFORMATION
			Councilmanic District: Election District:
			1 = 200 scale map#: Zoning:
		<i>)</i>	Lot size:acreage square feet
		<u></u>	SEWER:
91-45	53-A	÷	WATER:
_			Prior Zoning Hearings:













